

In the Claims:

Please AMEND the claims as follows:

Claims 1-2 (Canceled)

Claim 3. (Currently Amended) A transformed plant cell having a nucleic acid molecule which comprises:

- (A) an exogenous promoter region which functions in said cell to cause the production of a mRNA molecule, ~~wherein said promoter nucleic acid molecule comprises SEQ ID NO: 1 or the complement thereof~~, which is linked to
- (B) a structural nucleic acid molecule that comprises SEQ ID NO: 1 or the complement thereof, which encodes encoding a protein or peptide; which is linked to
- (C) a 3' non-translated sequence that functions in said cell to cause termination of transcription and addition of polyadenylated ribonucleotides to a 3' end of said mRNA molecule.

Claim 4 (Canceled)

Claim 5. (Previously Presented) A transformed plant cell according to claim 3, wherein said plant cell is a dicot plant cell.

Claim 6. (Previously Presented) A transformed plant cell according to claim 3, wherein said plant cell is a monocot plant cell.

Claim 7. (Currently Amended) A transformed plant having a nucleic acid molecule which comprises:

- (A) an exogenous promoter region which functions in a plant cell to cause the production of a mRNA molecule, ~~wherein said promoter nucleic acid molecule comprises SEQ ID NO: 1, or the complement thereof~~, which is linked to
- (B) a structural nucleic acid molecule that comprises SEQ ID NO: 1 or the complement thereof, which encodes encoding a protein or peptide; which is linked to

- (C) a 3' non-translated sequence that functions in a plant cell to cause termination of transcription and addition of polyadenylated ribonucleotides to a 3' end of said mRNA molecule.

Claims 8 (Canceled)

Claim 9. (Original) The transformed plant according to claim 7, wherein said plant is a dicot.

Claim 10. (Original) The transformed plant according to claim 7, wherein said plant is a monocot.

Claims 11 (Canceled)

Claim 12. (Previously Presented) A substantially purified nucleic acid molecule, wherein said nucleic acid molecule comprises a nucleic acid sequence having between 100% and 70% identity with a nucleic acid sequence of SEQ ID NO: 1 or the complement thereof.

Claim 13. (Previously Presented) A substantially purified nucleic acid molecule according to claim 12, wherein said nucleic acid molecule comprises a nucleic acid sequence having between 100% and 80% identity with a nucleic acid sequence of SEQ ID NO: 1 or the complement thereof.

Claim 14. (Previously Presented) A substantially purified nucleic acid molecule according to claim 13, wherein said nucleic acid molecule comprises a nucleic acid sequence having between 100% and 90% identity with a nucleic acid sequence of SEQ ID NO: 1 or the complement thereof.

Claim 15. (Previously Presented) A substantially purified nucleic acid molecule according to claim 14, wherein said nucleic acid molecule comprises a nucleic acid sequence having between 100% and 95% identity with a nucleic acid sequence of SEQ ID NO: 1 or the complement thereof.

Claim 16. (Previously Presented) A substantially purified nucleic acid molecule according to claim 15, wherein said nucleic acid molecule comprises a nucleic acid sequence of SEQ ID NO: 1 or the complement thereof.

Claim 17. (Previously Presented) The substantially purified nucleic acid molecule according to claim 12, wherein said nucleic acid molecule further comprises a region having a single nucleotide polymorphism.

Claim 18. (Previously Presented) The substantially purified nucleic acid molecule according to claim 12, wherein said nucleic acid molecule further comprises a promoter or partial promoter region.

Claim 19. (Previously Presented) The substantially purified nucleic acid molecule according to claim 18, wherein said promoter region comprises a CAAT cis element and a TATA cis element and an additional cis element.

Claim 20. (Previously Presented) The substantially purified nucleic acid molecule according to claim 16, wherein said nucleic acid molecule consists of a nucleic acid sequence of SEQ ID NO: 1 or the complement thereof.